

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Delaware

GARY C. and GALE B. WARREN  
and  
TOLL BROS., INC.,  
NEW CASTLE COUNTY,  
Plaintiffs,  
V.  
Defendant.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 07-725

TO: (Name and address of Defendant)

NEW CASTLE COUNTY  
Attention: Christopher Coons, County Executive  
87 Read's Way  
New Castle, Delaware 19720

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

JEFFREY M. WEINER, ESQUIRE #403  
1332 King Street  
Wilmington, Delaware 19801

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

NOV 13 2007

CLERK

DATE

(By) DEPUTY CLERK

## RETURN OF SERVICE

Service of the Summons and complaint was made by me(I)	DATE 11/15/07
NAME OF SERVER (PJ/JNT) KEVIN S. DUNN	TITLE SPECIAL PROCESS SERVER

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☒ Other (specify): SERVED: NEW CASTLE COUNTY AT 87 READ'S WAY NEW CASTLE, DE COPIES THEREOF WERE ACCEPTED BY CAROL DULIN

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 11/15/07

Date

Signature of Server

BRANDYWINE PROCESS SERVERS, LTD.

P.O. BOX 1360

WILMINGTON, DE 19899-1360

302- 475-2600

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.